IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 128 of 2003 (M/B)

1. Vipin Kumar S/o Sri Mahendra Kumar,
   R/o Raiwala, Market Raiwala,
   Dehradun.
2. Rajesh S/o Budh Singh Jaishwala,
   R/o Vedic Nagar, Nai Basti,
   Raiwala, District Dehradun. …… Petitioners

Versus

1. The Excise Commissioner,
   Uttaranchal, Dehradun.
2. District Magistrate,
   Dehradun. …… Respondents

Mr. Kishore Kumar, Advocate on behalf of Mr. Ramji Srivastava, Advocate for the petitioners.
Mr. U.P.S. Negi, Addl. Advocate General for the respondents.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Kishore Kumar, Advocate on behalf of Mr. Ramji Srivastava, Advocate for the petitioners.

Mr. U.P.S. Negi, Addl. Advocate General for the respondents.

2. Mr. U.P.S. Negi, the learned Addl. Advocate General for the respondents submits that the writ petition filed by the petitioners in the year 2003 as 'Public Interest Litigation' has, now, become infructuous, as the relief sought in the writ petition was confined to the Excise Year 2003-2004.

3. The writ petition, therefore, is dismissed as infructuous.

4. Consequently, the interim orders dated 31.03.2003 and 09.04.2003 stand vacated automatically.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C.J.)**
23.05.2006 23.05.2006

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